

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
Case No. 7:23-cv-897

IN RE:)
)
CAMP LEJEUNE WATER LITIGATION)
)
This Document Relates To:)
ALL CASES)

**STIPULATION REGARDING PRODUCTION OF PLAINTIFFS’
MEDICAL RECORDS AND SOCIAL SECURITY RECORDS**

Plaintiffs’ Leadership Group (“PLG”) and the Defendant United States of America (collectively, the “Parties”) jointly stipulate to the following in the above-captioned matter pursuant to Fed. R. Civ. P. 29:

1. In an effort to facilitate the efficient production of documents, the PLG is providing Defendant, on behalf of every Track 1 Discovery Pool Plaintiff, with a Health Insurance Portability and Accountability Act (HIPAA) compliant authorization form for the release of patient information from private third-party medical providers pursuant to 45 CFR § 164.508 (the “HIPAA form”). Defendant is using the HIPAA form to obtain private third-party medical records for discovery pool plaintiffs (the “Medical Records”). In addition, Defendant seeks for every Track 1 Discovery Pool Plaintiff a completed Social Security Administration SSA-7050-F4 form requesting and authorizing the release of social security earning information (“Social Security Records”). The Parties expect that a similar production of authorization forms will be consummated for future discovery tracks.

2. The Parties agree that the PLG would be entitled to receive copies of the Medical Records and Social Security Records in response to a production request pursuant to Fed. R. Civ. P. 34. Further, the Parties agree that it would not be efficient for the PLG to be required to serve further document production requests simply for purposes of obtaining the Medical Records and Social

Security Records.

3. Therefore, the Parties stipulate and agree that Defendant will produce all Medical Records and Social Security Records to the PLG in a timely manner upon receipt of the records for each respective discovery pool plaintiff.

4. Finally, the Parties agree that Defendant will contemporaneously copy the PLG on all subpoenas for medical records from private third-party medical providers, as well as all correspondence Defendant has with private third-party medical providers related to obtaining medical records. The Parties have agreed that e-mail notice twenty-four hours in advance of issuance of a document-only subpoena to a third-party is sufficient to meet the notice requirement of Fed. R. Civ. P. 45(a)(4).

Dated: April 19, 2024.

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